



STATE OF ARIZONA

JANICE K. BREWER
GOVERNOR

May 11, 2010

EXECUTIVE OFFICE

The Honorable Ken Bennett
Secretary of State
1700 W. Washington
Phoenix, Arizona 85007

RE: House Bill 2502; taxation of solar energy property

Dear Secretary Bennett:

Today I have vetoed House Bill 2502. The bill would have required solar energy production plants, a class one property, to be valued in the same manner as agricultural property, a class two property. Article IX, Section 1 of the Arizona Constitution provides that all taxes shall be uniform upon the same class of property in Arizona. House Bill 2502 proposes to tax solar energy real property at lower rate than other land associated with renewable energy equipment, such as a wind farm, thereby violating the uniformity requirement.

Not only does this provision raise constitutional issues with respect to uniformity in taxation, it will have a negative impact on local governments and school districts. For these and other reasons, I have vetoed the bill.

Sincerely,

A handwritten signature in cursive script that reads "Janice K. Brewer".

Janice K. Brewer
Governor

cc: The Honorable Kirk Adams
The Honorable Robert Burns
The Honorable Rick Murphy

House Engrossed

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

HOUSE BILL 2502

AN ACT

AMENDING SECTIONS 42-14154 AND 42-14155, ARIZONA REVISED STATUTES; RELATING
TO PROPERTY TAX VALUATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)